

BILL NO. G-75-08-15 (As Amended)

GENERAL ORDINANCE NO. G-26-75

AN ORDINANCE amending Chapter 30 of the Fort Wayne  
Municipal Code by repealing Sections 36, 37, 38, 39  
40, 41, 42, 43, 44, 45 and 46 of the Fort Wayne  
Municipal Code and enacting new sections 36,  
37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
WAYNE, INDIANA That Chapter 30 of the Fort Wayne Municipal Code is amended  
by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 thereof and  
enacting new Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

SECTION 36. Amusement Machine Location.

No person, firm, partnership or corporation shall keep within the  
City any amusement machine unless such person, firm, partnership or corpora-  
tion shall have first procured an amusement machine location license as herein-  
after provided.

SECTION 37. DEFINITIONS

"Amusement machine location" means the location or operation by any  
person, firm, partnership or corporation of an amusement machine as hereafter  
defined, in any place where the public is admitted.

(1) "Amusement machine" means any machine or device which is  
operated for public use upon premises solely within one enclosure and which  
is operated or put into operation in whole or in part by the insertion of a coin,  
token or similar object; provided, however, the term "Amusement machine" does  
not include coin-operated musical devices, any machine or device used exclusively  
for vending or the vending of merchandise, any gambling device or slot machine.  
Nothing herein shall be construed to permit the use of any device prohibited by  
law or the use of any device in any manner prohibited by law.

(2) "Distributor" shall mean any person, firm, partnership or cor-  
poration which sells, leases, rents or otherwise distributes or places for use,  
play or operation Amusement machines at any Amusement machine location.

"Distributor" shall also mean the holder of any Amusement machine  
location license who has more than twenty (20) Amusement machines in any  
amusement machine location.

SECTION 38. Amusement Machine Location-License Required.

No person, firm, partnership or corporation shall own, operate, or  
permit operation of an Amusement machine on premises owned, leased or operated  
by him, or engage in the business of operating an Amusement machine in the  
City of Fort Wayne unless an annual Amusement machine location license has been  
obtained, as hereafter provided.

APPROVED AS TO FORM  
AND LEGALITY, \_\_\_\_\_

An application for Amusement machine location license shall be obtained upon application to the City Controller and the payment of an annual license fee of \$20.00 for each Amusement machine location.

SECTION 39. Amusement Machine - New Location.

If an Amusement Machine is moved from the Amusement machine location to another location where no Amusement location license theretofore had been issued it shall be the duty of the person, firm, partnership or corporation so moving said Amusement Machine to notify in writing the Police Department of the City of Fort Wayne and to promptly make application to said City Controller for an Amusement Machine Location license for said new location.

SECTION 40. Amusement Machine Locations - Inspections - Issuance of License

Upon receipt of the application and fee for license said City Controller shall issue an Amusement Location Machine License Sticker to the licensee. Said City Controller shall then refer the application to the Police Department of the City of Fort Wayne which shall cause the Amusement Machine Location to be promptly inspected and shall report to the City Controller whether the Amusement Machine Location is properly displaying such sticker. Proper displaying means that such sticker shall be so affixed to the Amusement Machine so as to be visible to any person entering the establishment.

Thereafter, the Police Department shall make at least one annual inspection during the license year to determine whether the Amusement Machines therein located are operated or equipped for operation in violation of the law of the State of Indiana, or of this Chapter and said Police Department may make additional inspections at any time.

The date of each inspection shall be written on the sticker by a member of the Police Department.

SECTION 41. Distributor's License

A distributor's license shall also be required and obtained annually, and the annual distributor's license fee payable to the City Controller shall be \$20.00 per year.

SECTION 42. Distributor's Amusement Machine License

Such Distributor's Amusement machine license shall be obtained by the Distributor from said City Controller on the payment of an annual license fee of \$5.00 for each amusement machine in use. A sticker shall be issued for each machine and placed thereon with the Distributor's number printed on said sticker. Any Amusement Machine not so bearing such sticker shall be confiscated unless proof of ownership can be shown by the person in whose possession the machine is located.

SECTION 43. Amusement Machine Location - Restrictions

A. No amusement machine device shall be operated within an amusement machine location so as to constitute a public nuisance.

B. An Amusement machine location license shall not be issued to any person who has been convicted of conducting gambling activities or to any corporation or partnership, a member, or principal shareholder who has been convicted of conducting gambling activities. No gambling activities shall be conducted on the premises of Amusement machine location licensed under this Chapter.

C. The license required and described in Section 39 shall be purely a personal privilege and shall not constitute property. It is not transferable in any manner.

D. Each Amusement Machine in any amusement machine location shall have an amusement machine license tag or sticker attached to it.

E. No amusement machine location shall exist within 1,000 feet of a Church or School, provided, however, that the word "school" shall not be taken to include a University or College or higher education.

SECTION 44. Applications

The application must be signed by the applicant in the case of a sole proprietorship. In case the applicant is a partnership, all partners must sign the application. In case the applicant is a corporation, all authorized officers must sign the application and indicate their official position. The information required in the application form must be furnished as to each person signing the application. Each application shall be accompanied by the required licensing fee and shall contain the following information:

- (a) The applicant's full name;
- (b) The applicant's resident address;
- (c) The applicant's business address;
- (d) The address of the proposed amusement machine location;
- (e) The name and address of every person who has any interest in the Amusement Machine location, and the nature of that interest;
- (f) Whether or not the applicant has been convicted of any felony, or of pandering, gambling, operation of a gambling device, operating of a gaming house or being a keeper of a house of ill-fame, or any other misdemeanor;
- (g) Whether or not the applicant is at the time of making the application keeping or in any way connected with a gaming house or

a house of ill-fame;

(h) Whether or not the applicant or his or her spouse, or any member of the applicant's household is a member or employee of the Police Department of the City of Fort Wayne, whether or not any member or employee of the Police Department of the City of Fort Wayne is interested in any way, either directly or indirectly, in the license applied for, the devices, or operation of the same; and whether or not the applicant has received or borrowed money or anything else of value or accepted credit from any member or employee of said Police Department, or the spouse of any member of the household of any such member or employee.

(i) A statement that the applicant, if requested by the Mayor, will permit a record of his fingerprints to be made by the Police Department of the City of Fort Wayne for the purpose of additional investigation to determine whether or not the application should be granted.

All licenses issued by the City of Fort Wayne for coin-operated Amusement devices and existing at the effective date of this Ordinance shall continue until the expiration of the term of said license. Thereafter such Amusement Machine Location license shall be obtained in accordance with the provisions of Section 38, Section 39 and other applicable provisions of this Ordinance.

#### SECTION 45. Penalties

It shall be unlawful for any person, firm, partnership or corporation to operate or place in operation any amusement machine at any amusement machine location without first obtaining an amusement machine location license and having each amusement machine in his or its possession display one metal or plastic insignia attached to each amusement machine showing a valid license therefor; and it shall be unlawful for any person, firm, partnership or corporation to act as a distributor without first having obtained a distributor's license from said City Controller and/or having obtained an amusement machine license.

Any person, firm, partnership or corporation shall be subject to a fine of not less than \$10.00 nor more than \$1,000 for every violation of this Chapter, to which may be added revocation of its distributor or amusement machine location license.

SECTION 46. If any part, parts, section, sections, provision, clause or portion of this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this ordinance as a whole or of any other part, section, clause, provision or portion of this ordinance.

SECTION 47. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

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Councilman

Read the first time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, read the second time by title and referred to the Committee on \_\_\_\_\_ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: \_\_\_\_\_ CITY CLERK

Read the third time in full and on motion by Kraus, seconded by Hing, and duly adopted, placed on its passage. Passed (~~1954~~) by the following vote:

TOTAL VOTES	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
	<input checked="" type="checkbox"/> 8	<input type="checkbox"/> 0	<input type="checkbox"/>	<input type="checkbox"/> 1	<input type="checkbox"/>
BURNS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINGA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KRAUS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MOSES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
NUCKOLS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
SCHMIDT, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SCHMIDT, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
STIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TALARICO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATE: 9-9-75 Charles W. Wiesterman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. D-26-B on the 9th day of September, 1975.

ATTEST: (SEAL)

Charles W. Wiesterman CITY CLERK James S. Stier PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of September, 1975, at the hour of 10:00 o'clock 10 M., E.S.T.

Charles W. Wiesterman  
CITY CLERK

Approved and signed by me this 11th day of September, 1975, at the hour of 3:00 o'clock 3 M., E.S.T.

James S. Stier  
MAYOR

Bill No. G-75-08-15

*(as amended)*

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending Chapter 30 of the Fort Wayne Municipal Code By Repealing Section  
36,37,38,39,40, 41, 42, 43, 44, 45 and 46<sup>47</sup> of the Fort Wayne Municipal Code  
and Enacting New Sections 36, 37, 38, 39, 40, 41, 42, 43, 44 45, 46 and 47

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

Eugene Kraus, Jr. - Chairman

*Eugene Kraus*

John Nuckols - Vice-Chairman

Vivian G. Schmidt

*Vivian G. Schmidt*

Paul M. Burns

*Paul M. Burns*  
*W. J. Schmidt*

Donald J. Schmidt

DATE 4-9-75 CONCURRED IN  
CHARLES W.

CITY CLERK

1  
2  
3 BILL NO. G-75-<sup>08</sup>~~08~~-15

4 GENERAL ORDINANCE NO. G- \_\_\_\_\_

5 AN ORDINANCE amending Chapter 30 of the Fort Wayne  
6 Municipal Code By Repealing Sections 36, 37, 38, 39  
40, 41, 42, 43, 44, 45 and 46<sup>4d</sup> of the Fort Wayne  
7 Municipal Code and Enacting New Sections 36,  
37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
9 WAYNE, INDIANA That Chapter 30 of the Fort Wayne Municipal Code is amended by  
10 repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 thereof and enacting  
11 new Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.  
12

13 SECTION 36. Amusement Machine Location

14 No person, firm, partnership or corporation shall keep within the City  
15 any amusement machine unless such person, firm, partnership or corporation shall  
16 have first procured an amusement machine location license as hereinafter provided.

17 SECTION 37. Definitions

18 "Amusement machine location" means the location or operation by any  
19 person, firm, partnership or corporation of an amusement machine as hereafter de-  
fined, in any place where the public is admitted.

20 (1) "Amusement machine" means any machine or device which is operated  
21 for public use upon premises solely within one enclosure and which is operated or  
22 put into operation in whole or in part by the insertion of a coin, token or similar  
23 object; provided, however, the term "Amusement machine" does not include coin-  
operated musical devices, any machine or device used exclusively for vending or  
24 the vending of merchandise, any gambling device or slot machine. Nothing herein  
shall be construed to permit the use of any device prohibited by law or the use of  
any device in any manner prohibited by law.

25 (2) "Distributor" shall mean any person, firm, partnership or corporation  
26 which sells, leases, rents or otherwise distributes or places for use, play or opera-  
tion Amusement machines at any Amusement machine location.

27 "Distributor" shall also mean the holder of any Amusement machines in  
28 any amusement machine location.

29 SECTION 38. Amusement Machine Location-License Required.

30 No person, firm, partnership or corporation shall own, operate, or per-  
31 mit operation of an Amusement machine on premises owned, leased or operated by him,  
32 or engage in the business of operating an Amusement machine in the City of Fort Wayne  
33 unless an annual Amusement machine license has been obtained, as hereafter provided.  
34  
35

APPROVED AS TO FORM  
AND LEGALITY,

  
CITY ATTORNEY

An application for Amusement machine location license shall be obtained upon application to the City Controller and the payment of an annual license fee of \$20.00 for each Amusement machine location.

SECTION 39. Amusement Machine - New Location.

If an Amusement Machine is moved from the Amusement machine location to another location where no Amusement location license theretofore had been issued it shall be the duty of the person, firm, partnership or corporation so moving said Amusement Machine to notify in writing the Police Department of the City of Fort Wayne and to promptly make application to said City Controller for an Amusement Machine Location license for said new location.

SECTION 40. Amusement Machine Location - Inspections - Issuance of License

Upon receipt of the application and fee for license said City Controller shall issue an Amusement Location Machine License Sticker to the licensee. Said City Controller shall then refer the application to the Police Department of the City of Fort Wayne which shall cause the Amusement Machine Location to be promptly inspected and shall report to the City Controller whether the Amusement Machine Location is properly displaying such sticker.

Thereafter, the Police Department shall make at least one annual inspection during the license year to determine whether the Amusement Machines therein located are operated or equipped for operation in violation of the law of the State and said Police Department may make additional inspections at anytime.

The date of each inspection shall be written on the sticker by a member of the Police Department.

SECTION 41. Distributor's License

A distributor's license shall also be required and obtained annually, and the annual distributor's license fee payable to the City Controller shall be \$500.00 per year.

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Such Distributor's Amusement machine license shall be obtained by the Distributor from said City Controller on the payment of an annual license fee of \$5.00 for each amusement machine.

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A. No amusement machine device shall be operated within an amusement machine location so as to constitute a public nuisance.

B. An Amusement machine location license shall not be issued to any person who has been convicted of conducting gambling activities or to any corporation or partnership, a member, or principal shareholder who has been convicted of conducting gambling activities. No gambling activities shall be conducted on the premises of Amusement machine location licensed under this Chapter.



C. The license required and described in Section 38 shall be purely a personal privilege and shall not constitute property. It is not transferable in any manner.

D. Each Amusement machine in any amusement machine location shall have an amusement machine license tag or sticker attached to it.

E. No amusement machine location shall exist within 1,000 feet of a Church or School, provided, however, that the word "school" shall not be taken to include a University or College of higher education.

#### SECTION 44. Applications

The application must be signed by the applicant in the case of a sole proprietorship. In case the applicant in a partnership, all partners must sign the application. In case the applicant is a corporation, all authorized officers must sign the application and indicate their official position. The information required in the application form must be furnished as to each person signing the application. Each application shall be accompanied by the required licensing fee and shall contain the following information:

- (a) The applicant's full name;
- (b) The applicant's residence address;
- (c) The applicant's business address;
- (d) The address of the proposed amusement machine location;
- (e) The name and address of every person who has any interest in the Amusement Machine location, and the nature of that interest;
- (f) Whether or not the applicant has been convicted of any felony, or of pandering, gambling, operation of a gambling device, operating of a gaming house or being a keeper of a house of ill-fame, or any other misdemeanor;
- (g) Whether or not the applicant is at the time of the making the application keeping or in any way connected with a gaming house or a house of ill-fame;
- (h) Whether or not the applicant or his or her spouse, or any member of the applicant's household is a member or employee of the Police Department of the City of Fort Wayne, whether or not any member or employee of the Police Department of the City of Fort Wayne is interested in any way, either directly or indirectly, in the license applied for, the devices, or the operation of the same; and whether or not the applicant has received or borrowed money or anything else of value or accepted credit from any member or employee of said Police Department, or the spouse of any member of the household of any such member or employee.

- (i) A statement that the applicant, if requested by the Mayor, will permit a record of his fingerprints to be made by the Police Department of the City of Fort Wayne for the purpose of additional investigation to be determine whether or not the application should be granted.

All license issued by the City of Fort Wayne for coin-operated Amusement devices and existing at the effective date of this Ordinance shall continue until the expiration of the term of said license. Thereafter such Amusement Machine Location license shall be obtained in accordance with the provisions of Section 38, Section 39 and other applicable provisions of this Ordinance.

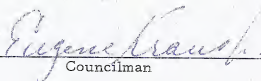
#### SECTION 45. Penalties

It shall be unlawful for any person, firm, partnership or corporation to operate or place in operation any amusement machine at any amusement machine location without first obtaining an amusement machine location license and having each amusement machine in his or its possession display one metal or plastic insignia attached to each amusement machine showing a valid license therefor; and it shall be unlawful for any person, firm, partnership or corporation to act as a distributor without first having obtained a distributor's license from said City Controller and/or having obtained an amusement machine license.

Any person, firm, partnership or corporation shall be subject to a fine of not less than \$10.00 nor more than \$1,000 for every violation of this Chapter, to which may be added revocation of its distributor or amusement machine location license.

SECTION 46. If any part, parts, section, sections, provisions, clause or portion of this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this ordinance as a whole or of any other part, section, clause, provision, or portion of this ordinance.

SECTION 47. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

  
Councilman

Read the first time in full and on motion by Burns, seconded by Hing, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 8/12/75

Charles W. Hartmann  
CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, placed on its passage.  
Passed (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
<u>TOTAL VOTES</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	_____	_____
<u>KRAUS</u>	_____	_____	_____	_____	_____
<u>MOSES</u>	_____	_____	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution No \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_.

ATTEST:

(SEAL)

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
PRESIDING OFFICER

Presented by me to the Mayor or the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
MAYOR

DIGEST SHEET(Used Amended)  
G-75-08-15TITLE OF ORDINANCE General

DEPARTMENT REQUESTING ORDINANCE \_\_\_\_\_

SYNOPSIS OF ORDINANCE Amending Chapter 30 of the Municipal Codedealing with Amusement Machines, Location, License Fees,Penalties, Inspection, Distributors, etc.Chanes made on line 31, page 1; Line 26, p. 2 - changed from\$500.00 to \$20.00; and Lines 29-32 of Section 42 has been added

EFFECT OF PASSAGE \_\_\_\_\_

EFFECT OF NON-PASSAGE \_\_\_\_\_

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \_\_\_\_\_

ASSIGNED TO COMMITTEE (PRESIDENT) Regulation 111

DIGEST SHEETTITLE OF ORDINANCE GENERAL2-75-08-15

DEPARTMENT REQUESTING ORDINANCE \_\_\_\_\_

SYNOPSIS OF ORDINANCE Amending Chapter 30 of the Fort Wayne Municipal Code in regardto Amusement machines - Location, License Requirements, Fees, Inspections,Distributors, Penalties, etc.EFFECT OF PASSAGE Municipal Code will be amendedEFFECT OF NON-PASSAGE Code will not be amended

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \_\_\_\_\_

ASSIGNED TO COMMITTEE (PRESIDENT) Regulation



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN  
CITY CLERK

September 12, 1975

Miss Helen Libbing  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of September 15, and 22, 1975, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, Indiana

Bill No. G-75-08-15  
(as amended)  
General Ord. G-26-75  
(Amusement Machine Ordinance)

Bill No. Z-75-01-26  
Zoning Map Ord. Z-11-75  
(Zoning Map No. EE8)

Please send us (5) five copies of the Publisher's affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman  
City Clerk

CWW/ne  
Encl: 2

Notice is hereby given that on the 9th day of September, 1975, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-75-08-15 (AS AMENDED) G-26-75 General Ordinance, to-wit:

BILL NO. G-75-08-15 (AS AMENDED)  
GENERAL ORDINANCE NO. G-26-75  
AN ORDINANCE amending Chapter 30 of the Fort Wayne Municipal Code by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 of the Fort Wayne Municipal Code and enacting new sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA That Chapter 30 of the Fort Wayne Municipal Code is amended by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 thereof and enacting new Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

#### SECTION 36. Amusement Machine Location.

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SECTION 37. DEFINITIONS  
"Amusement machine location" means the location or operation by any person, firm, partnership or corporation of an amusement machine as hereafter defined, in any place where the public is admitted.

(1) "Amusement machine" means any machine or device which is operated for public use upon premises solely within one enclosure and which is operated or put into operation in whole or in part by the insertion of a coin, token or similar object; provided, however, the term "Amusement machine" does not include coin-operated musical devices, any machine or device used exclusively for vending or the vending of merchandise, any gambling device or slot machine. Nothing herein shall be construed to permit the use of any device prohibited by law or the use of any device in any manner prohibited by law.

(2) "Distributor" shall mean any person, firm, partnership or corporation which sells, leases, rents or otherwise distributes or places for use, play or operation Amusement machines at any Amusement machine location.

"Distributor" shall also mean the holder of any Amusement machine location license who has more than twenty (20) Amusement machines in any amusement machine location.

#### SECTION 38. Amusement Machine Location - License Required.

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An application for Amusement machine location license shall be obtained upon application to the City Controller and the payment of an annual license fee of \$20.00 for each Amusement machine location.

#### SECTION 39. Amusement Machine - New Location.

If an Amusement Machine is moved from the Amusement machine location to another location where no Amusement location license therefore had been issued it shall be the duty of the person, firm, partnership or corporation so moving said Amusement Machine to notify in writing the Police Department of the City of Fort Wayne and to promptly make application to said City Controller for an Amusement Machine Location license for said new location.

#### SECTION 40. Amusement Machine Locations - Inspections - Issuance of License.

Upon receipt of the application and fee for license said City Controller shall issue an Amusement Location Machine License Sticker to the licensee. Said City Controller shall then refer the application to the Police Department of the City of Fort Wayne which shall cause the Amusement Machine Location to be promptly inspected and shall report to the City Controller whether the Amusement Machine Location is properly displaying such sticker. Proper displaying means that such sticker shall be so affixed to the Amusement Machine so as to be visible to any person entering the establishment.

Thereafter, the Police Department shall make at least one annual inspection during this license year to determine whether the Amusement Machines therein located are operated or equipped for operation in violation of the law of the State of Indiana, or of this Chapter and said Police Department may make additional inspections at any time.

The date of each inspection shall be written on the sticker by a member of the Police Department.

SECTION 41. Distributor's License  
A distributor's license shall also be required and obtained annually, and the annual distributor's license fee payable to the City Controller shall be \$20.00 per year.

#### SECTION 42. Distributor's Amusement Machine License.

Such Distributor's Amusement machine license shall be obtained by the Distributor from said City Controller on the payment of an annual license fee of \$5.00 for each amusement machine in use. A sticker shall be issued for each machine and placed thereon with the Distributor's number printed on said sticker. Any Amusement Machine not so bearing such sticker shall be confiscated unless proof of ownership can be shown by the person in whose possession the machine is located.

#### SECTION 43. Amusement Machine Location - Restrictions.

A. No amusement machine device shall be operated within an amusement machine location so as to constitute a public nuisance.

B. An Amusement machine location license shall not be issued to any person who has been convicted of conducting gambling activities or to any corporation or partnership, a member, or principal shareholder who has been convicted of conducting on the premises of Amusement machine location licensed under this Chapter.

C. The license required and described in Section 29 shall be purely a personal privilege and shall not constitute property. It is not transferable in any manner.

D. Each Amusement Machine in any amusement machine location shall have an amusement machine license tag or sticker attached to it.

E. No amusement machine location shall exist within 1,000 feet of a Church or School, provided, however, that the word "school" shall not be taken to include a University or College or higher education.

#### SECTION 44. Applications

The application must be signed by the applicant in the case of a sole proprietorship. In the case of the applicant is a partnership, all partners must sign the application. In the case of the applicant is a corporation, all authorized officers must sign the application and indicate their official position. The information required in the application form must be furnished as to each person signing the application. Each application shall be accompanied by the required licensing fee and shall contain the following information:

(a) The applicant's full name;  
(b) The applicant's resident address;  
(c) The applicant's business address;  
(d) The address of the proposed amusement machine location.

(e) The name and address of every person who has any interest in the Amusement Machine location, and the nature of that interest.

(f) Whether or not the applicant has been convicted of any felony, or of pandering, gambling, operation of a gambling device, operation of a gaming house or being a keeper of a house of ill-fame, or any other misdemeanor;

(g) Whether or not the applicant is at the time of making the application keeping or in any way connected with a gaming house or a house of ill-fame;

(h) Whether or not the applicant or his or her spouse, or any member of the applicant's household is a member or employee of the Police Department of the City of Fort Wayne, whether or not any member or employee of the Police Department of the City of Fort Wayne is interested in any way, either directly or indirectly, in the license applied for, the devices, or operation of the same; and whether or not the applicant has received or borrowed money or anything else of value or accepted credit from any member or employee of said Police Department, or the spouse of any member of the household of any such member or employee.

(i) A statement that the applicant, if required by the Mayor, will permit a record of his fingerprints to be made by the Police Department of the City of Fort Wayne for the purpose of additional investigation to determine whether or not the application should be granted.

All licenses issued by the City of Fort Wayne for coin-operated Amusement devices and existing at the effective date of this Ordinance shall continue until the expiration of the term of said license. Thereafter, such Amusement Machine Location license shall be obtained in accordance with the provisions of Section 36, Section 39 and other applicable provisions of this Ordinance.

#### SECTION 45. Penalties

It shall be unlawful for any person, firm, partnership or corporation to operate or place in operation any amusement machine at any amusement machine location without first obtaining an amusement machine location license and having each amusement machine in his or its possession display one metal or plastic insignia attached to each amusement machine showing a valid license therefor, and it shall be unlawful for any person, firm, partnership or corporation to act as a distributor without first having obtained a distributor's license from said City Controller and/or having obtained an amusement machine license.

Any person, firm, partnership or corporation shall be subject to a fine of not less than \$10.00 nor more than \$1,000 for every violation of this Chapter which may be added revocation of its distributor or amusement machine location license.

SECTION 46. If any part, parts, section, sections, provision, clause or portion of this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this ordinance as a whole or any other part, section, clause, provision or portion of this ordinance.

SECTION 47. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

EUGENE KRAUS, JR.  
Councilman  
Read the third time in full and on motion by Kraus, seconded by Hing, and duly adopted, placed on its passage, passed by the following vote:  
Ayes: Elph, Burns, Hing, Shaw, Talarico  
Nays: None  
Absent: One: Nuckols  
Date: 9-9-75

Charles W. Westernman  
City Clerk  
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-36-75 on the 9th day of September, 1975.

ATTEST: (SEAL)  
Charles W. Westernman, James S. Siler  
City Clerk, President Officer  
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of September, 1975, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westernman  
City Clerk  
Approved and signed by me this 11th day of September, 1975, at this hour of 3:00 o'clock P.M., E.S.T.

Ivan A. Lebnhoff  
Mayor  
I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-36-75 passed by the Common Council on the 9th day of September, 1975, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of September, 1975, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of September, 1975.  
Charles W. Westernman  
City Clerk

State Board of Accounts

of Fort Wayne  
(Municipal Unit)

County, Ind.

General Form No. 99 P (Rev 1967)

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

### PUBLISHER'S CLAIM

matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) number of equivalent lines

number of lines

number of lines

number of lines

total number of lines in notice

ARGES

lines, 1 column wide equals 339 equivalent lines at .288¢

cents per line

charge for notices containing rule or tabular work (50 per cent of above

extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

ING COST

single column 11 ems

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

dition and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

V. E. Serben

22, 19 75

Title Clerk

### PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned, V. E. Serben, who, being duly sworn, says that, She is Clerk

NEWS-SENTINEL

DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time, 8 the dates of publication being as follows:

9/15-22/75

Subscribed and sworn to before me this 22nd day of September, 1975

Notary Public

My commission expires October 25, 1975



Common Council of Fort Wayne  
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

337

2

339

## COMPUTATION OF CHARGES

339 lines, 1 column wide equals 339 equivalent lines at 288¢ cents per line

\$ 97.63

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 99.13

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date September 22, 19 75

Title Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned

V. E. Gerken

that she is Clerk who, being duly sworn, says

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time, the dates of publication being as follows:

9/15-22/75

COPY OF  
MENT HERE

Subscribed and sworn to before me this 22nd day of September 19 75

V. E. Gerken  
Notary Public

My commission expires October 25, 1975

in ideologists. Nor were all  
Indians and black Africans  
merging of various nations  
people and came to think of  
successive waves of immi-

Notice is hereby given that on the 15th day of September, 1975, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-75-08-15 (AS AMENDED) G-75-75 General Ordinance, to-wit:

BILL NO. G-75-08-15 (AS AMENDED)  
GENERAL ORDINANCE NO. G-75-75  
AN ORDINANCE amending Chapter 30 of the Fort Wayne Municipal Code by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 of the Fort Wayne Municipal Code and enacting new sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA That Chapter 30 of the Fort Wayne Municipal Code is amended by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 thereof and enacting new Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

SECTION 36. Amusement Machine Location.  
No person, firm, partnership or corporation shall keep within the City any amusement machine unless such person, firm, partnership or corporation shall have first procured an amusement machine location license as hereinafter provided.

SECTION 37. DEFINITIONS  
"Amusement machine location" means the location or operation by any person, firm, partnership or corporation of an amusement machine as hereafter defined, in any place where the public is admitted.

(1) "Amusement machine" means any machine or device which is operated for public use upon premises so fully within one enclosure and which is

Notice is hereby given that on the 9th day of September, 1975, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-75-08-15 (AS AMENDED) G-2675 General Ordinance, to-wit:

BILL NO. G-75-08-15 (As Amended)  
GENERAL ORDINANCE NO. G-2675  
AN ORDINANCE amending Chapter 30 of the Fort Wayne Municipal Code by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 of the Fort Wayne Municipal Code and enacting new sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA That Chapter 30 of the Fort Wayne Municipal Code is amended by repealing Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 thereof and enacting new Sections 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47.

#### SECTION 36. Amusement Machine Location.

No person, firm, partnership or corporation shall keep within the City any amusement machine unless such person, firm, partnership or corporation shall have first procured an amusement machine location license as hereinafter provided.

#### SECTION 37. DEFINITIONS

"Amusement machine location" means the location or operation by any person, firm, partnership or corporation of an amusement machine as hereafter defined, in any place where the public is admitted.

(1) "Amusement machine" means any machine or device which is operated for public use upon premises solely within one enclosure and which is operated or put into operation in whole or in part by the insertion of a coin, token or similar object; provided, however, the term "Amusement machine" does not include coin-operated musical devices, any machine or device used exclusively for vending or the vending

of merchandise, any gambling device or slot machine. Nothing herein shall be construed to permit the use of any device prohibited by law or the use of any device in any manner prohibited by law.

(2) "Distributor" shall mean any person, firm, partnership or corporation which sells, leases, rents or otherwise distributes or places for use, play or operation Amusement machines at any Amusement machine location.

"Distributor" shall also mean the holder of any Amusement machine location license who has more than twenty (20) Amusement machines in any amusement machine location.

#### SECTION 38. Amusement Machine Location - License Required.

No person, firm, partnership or corporation shall own, operate, or permit operation of an Amusement machine on premises owned, leased or operated by him, or engage in the business of operating, an Amusement machine in the City of Fort Wayne unless an annual Amusement machine location license has been obtained, as hereafter provided.

An application for Amusement machine location license shall be obtained upon application to the City Controller and the payment of an annual license fee of \$30.00 for each Amusement machine location.

#### SECTION 39. Amusement Machine - New Location.

If an Amusement Machine is moved from the Amusement machine location to another location where no Amusement location license theretofore had been issued it shall be the duty of the person, firm, partnership or corporation so moving said Amusement Machine to notify in writing the Police Department of the City of Fort Wayne and to promptly make application to said City Controller for an Amusement Machine Location license for said new location.

#### SECTION 40. Amusement Machine Locations - Inspections - Issuance of License

Upon receipt of the application and fee for license said City Controller shall issue an Amusement Location Machine License Sticker to the licensee. Said City Controller shall then refer the application to the Police Department of the City of Fort Wayne which shall cause the Amusement Machine Location to be promptly inspected and shall report to the City Controller whether the Amusement Machine Location is properly displaying such sticker. Proper displaying means that such sticker shall be so affixed to the Amusement Machine so as to be visible to any person entering the establishment.

Thereafter, the Police Department shall make at least one annual inspection during the license year to determine whether the Amusement Machines therein located are operated or equipped for operation in violation of the law of the State of Indiana, or of this Chapter and said Police Department may make additional inspections at any time.

The date of each inspection shall be written on the sticker by a member of the Police Department.

#### SECTION 41. Distributor's License

A distributor's license shall also be required and obtained annually, and the annual distributor's license fee payable to the City Controller shall be \$20.00 per year.

#### SECTION 42. Distributor's Amusement Machine License

Such Distributor's Amusement machine license shall be obtained by the Distributor from said City Controller on the payment of an annual license fee of \$5.00 for each amusement machine in use. A sticker shall be issued for each machine and placed thereon with the Distributor's number printed on said sticker. Any Amusement Machine not so bearing such sticker shall be confiscated unless proof of ownership can be shown by the person in whose possession the machine is located.

#### SECTION 43. Amusement Machine Location - Restrictions

A. No amusement machine device

shall be operated within an amusement machine location so as to constitute a public nuisance.

shall be operated within an amusement machine location so as to constitute a public nuisance.

B. An Amusement machine location license shall not be issued to any person who has been convicted of conducting gambling activities or to any corporation or partnership, a member, or principal shareholder who has been convicted of conducting on the premises of Amusement machine location licensed under this Chapter.

C. The license required and described in Section 39 shall be purely a personal privilege and shall not constitute property. It is not transferable in any manner.

D. Each Amusement Machine in any amusement machine location shall have an amusement machine license, tag or sticker attached to it.

E. No amusement machine location shall exist within 1,000 feet of a Church or School, provided, however, that the word "school" shall not be taken to include a University or College or higher education.

SECTION 44. Applications

The application must be signed by the applicant in the case of a sole proprietorship. In case the applicant is a partnership, all partners must sign the application. In case the applicant is a corporation, all authorized officers must sign the application and indicate their official position. The information required in the application form must be furnished as to each person signing the application. Each application shall be accompanied by the required licensing fee and shall contain the following information:

- (a) The applicant's full name;
- (b) The applicant's resident address;
- (c) The applicant's business address;
- (d) The address of the proposed amusement machine location;

(e) The name and address of every person who has any interest in the Amusement Machine location, and the nature of that interest;

(f) Whether or not the applicant has been convicted of any felony, or of gambling device, operating of a gambling house or being a keeper of a house of ill-fame, or any other misdemeanor;

(g) Whether or not the applicant is at the time of making this application keeping or in any way connected with a gambling house or a house of ill-fame;

(h) Whether or not the applicant or his or her spouse, or any member of the applicant's household is a member or employee of the Police Department of the City of Fort Wayne, whether or not any member or employee of the Police Department of the City of Fort Wayne is interested in any way, either directly or indirectly, in the license applied for, the devices, or operation of the same; and whether or not the applicant has received or borrowed money or anything else of value or accepted credit from any member or employee of said Police Department, or the spouse of any member of the household of any such member or employee.

(i) A statement that the applicant, if requested by the Mayor, will permit a record of his fingerprints to be made by the Police Department of the City of Fort Wayne for the purpose of additional investigation to determine whether or not the application should be granted.

All licenses issued by the City of Fort Wayne for coin-operated Amusement devices and existing at the effective date of this Ordinance shall continue until expiration of the term of said license. Thereafter such Amusement Machine License shall be obtained in accordance with the provisions of Section 36, Section 39 and other applicable provisions of this Ordinance.

SECTION 45. Penalties

It shall be unlawful for any person, firm, partnership or corporation to operate or place in operation any amusement machine at any amusement machine location without first obtaining an amusement machine location license and having each amusement machine in his or its possession display one metal or plastic insignia attached to each amusement machine showing a valid license therefor; and it shall be unlawful for any person, firm, partnership or corporation to act as a distributor without first having obtained a distributor's license from said City Controller and/or having obtained an amusement machine license.

Any person, firm, partnership or corporation shall be subject to a fine of not less than \$10.00 nor more than \$1,000 for every violation of this Chapter. To which may be added revocation of its distributor or amusement machine location license.

SECTION 46. If any part, parts, section, sections, provision, clause or portion of this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this ordinance as a whole or any other part, section, clause, provision or portion of this ordinance.

SECTION 47. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

EUGENE KRAUS, JR.  
Councllman  
Read the third time in full and on motion by Kraus, seconded by Hings and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Eight; Burns, Hings, Kraus, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Present: One; Nuckels  
Date: 9-9-75 Charles W. Westernman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. 6-2675 on the 9th day of September, 1975.

ATTEST: (SEAL)

Charles W. Westernman - James S. Siler  
City Clerk  
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of September, 1975, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westernman  
City Clerk  
Approved and signed by me this 11th day of September, 1975, at the hour of 3:00 o'clock P.M., E.S.T.

Ivan A. Labanoff  
Mayor  
of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. 6-2675 of the Common Council on the 9th day of September, 1975, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of September, 1975 and now remains on file and record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of September, 1975.  
Charles W. Westernman  
City Clerk

State Board of Accounts

General Form No. 99 P (Rev. 1967)

of Fort Wayne  
mental Unit)

To JOURNAL-GAZETTE Dr.

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

atter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

umber of lines

umber of lines

umber of lines

total number of lines in notice

ARGES

lines, 1 columns wide equals 339 equivalent lines at .288¢

charge for notices containing rule or tabular work (50 per cent of above

extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

NG COST

ngle column 11 ems

Size of type 5 1/2 point

insertions 2

Size of quad upon which type is cast 5 1/2

tion and penalties of Ch. 89, Acts 1967,

he foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

Arvilla DeWald

22, 19 75

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

9/15-22/75

Subscribed and sworn to before me this 22nd day of September 19 75

Arvilla DeWald  
Notary Public

My commission expires October 25, 1975

Common Council of Fort Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines \_\_\_\_\_

Head number of lines \_\_\_\_\_

Body number of lines 337

Tail number of lines 2

Total number of lines in notice 339

## COMPUTATION OF CHARGES

339 lines, 1 columns wide equals 339 equivalent lines at 288¢ cents per line \$ 97.63

Additional charge for notices containing rule or tabular work (50 per cent of above amount) \_\_\_\_\_

Charge for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM \$ 99.13

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ pointNumber of insertions 2Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date September 22, 1975Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana }  
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

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9/15-22/75

Subscribed and sworn to before me this 22nd day of September, 19 75

My commission expires October 25, 1975

Notary Public

COPY OF  
SENT HERE

Notice is hereby given that on the 9th day of September, 1975, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-75-08-15 (AS AMENDED): G-26-75 General Ordinance, to wit:

BILL NO. G-75-08-15 (As Amended)  
 GENERAL ORDINANCE NO. G-26-75  
 AN ORDINANCE amending Chapter 30 of the Fort Wayne Municipal Code by repealing Sections 35, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 of the Fort Wayne Municipal Code and enacting new sections 35, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA That Chapter 30 of the Fort Wayne Municipal Code is amended by repealing Sections 35, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 thereof and enacting new Sections 35,